

JOSEPH L. MOTTER, EXECUTOR.

LETTER FROM THE ASSISTANT CLERK OF THE COURT OF CLAIMS,
TRANSMITTING A COPY OF THE FINDINGS FILED BY THE
COURT IN THE CASE OF JOSEPH L. MOTTER, EXECUTOR,
AGAINST THE UNITED STATES.

JANUARY 13, 1902.—Referred to the Committee on War Claims and ordered to be printed.

COURT OF CLAIMS, CLERK'S OFFICE,
Washington, January 11, 1902.

SIR: Pursuant to the order of the court I transmit herewith a certified copy of the findings filed by the court in the aforesaid cause, which case was referred to this court by the Committee on War Claims, House of Representatives, under the act of March 3, 1883.

I am, very respectfully, yours, etc.,

JOHN RANDOLPH,
Assistant Clerk Court of Claims.

HON. DAVID B. HENDERSON,
Speaker of the House of Representatives.

[Court of Claims. No. 1321 Congressional. Joseph L. Motter, executor of the estate of Isaac Motter deceased, v. The United States.]

STATEMENT OF THE CASE.

The claim in the above-entitled case for rent of real estate alleged to have been used and occupied by the military forces of the United States during the war for the suppression of the rebellion was transmitted to the court by the Committee on War Claims of the House of Representatives on the 24th day of January, 1887, under act of Congress approved March 3, 1883, known as the Bowman Act.

The case was brought to a hearing on its merits on the 16th day of December, 1901. G. W. Z. Black, esq., appeared for claimant, and the Attorney-General, by W. W. Scott, esq., his assistant, and under his direction, appeared for the defendant and protection of the interests of the United States.

The claimant in his petition makes the following allegations:

That he is a citizen of the United States, residing in Washington County, State of Maryland, where his decedent resided during the late war of the rebellion; that during said period his decedent owned and possessed, in said county and State, 100 acres of highly improved and valuable land; that the military forces of the United States, by proper authority, occupied said premises for military purposes from May, 1861, till May, 1865, and that the United States is justly indebted to him as follows:

Use and occupation of 100 acres of land for four years, at \$500 per year..... \$2,000

By Generals Patterson, Banks, Seventh Maryland Volunteers, Anderson's Battery, and others.

The court, upon the evidence, and after considering the briefs and arguments of counsel on both sides, makes the following

FINDINGS OF FACT:

I. The claimant's decedent, the person alleged to have been the owner of the property above described, was loyal to the Government of the United States throughout the war for the suppression of the rebellion.

During the war of the rebellion the military forces of the United States, for the use of the army, used and occupied the land above described, owned by the claimant's decedent, and situated in the county of Washington, State of Maryland, the reasonable value of said use and occupation, during the period mentioned, being the sum of one thousand two hundred dollars (\$1,200).

No payment appears to have been made therefor.

By THE COURT.

Filed January 6, 1902.

A true copy.

Test, this 11th day of January, A. D. 1902.

[SEAL.]

JOHN RANDOLPH,
Assistant Clerk Court of Claims.

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